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In re application of
Guy Lumia et al.
Serial No. 10/089,162
Filed: March 27, 2002
For: METHOD FOR TREATING AND EXTRACTING
CORK ORGANIC COMPOUNDS, WITH A DENSE
FLUID UNDER PRESSURE

DECISION ON
PETITION

This is a response to the PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.181, filed December 11, 2003. The petition requests that the abandonment, as set forth in the Notice of Abandonment of December 8, 2003, for failure to timely file a proper reply to the Office letter mailed April 21, 2003 be withdrawn since the applicants did timely file a reply on October 20, 2003. (Copies of the papers filed October 20, 2003 are attached to the instant petition as well as a copy of the USPTO date stamped postcard receipt.)

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the evidence presented reveals that applicant's reply was properly filed on October 20, 2003 as evidenced by the USPTO date stamped return receipt postcard indicating receipt of the reply at the USPTO on October 20, 2003. Accordingly, any holding of abandonment for failure to timely file a proper reply to the Office letter mailed April 21, 2003 is hereby vacated, and the application is returned to pending status.

The application shall be forwarded to the examiner for entry, processing and consideration of the reply originally filed October 20, 2003.

The Petition is **GRANTED**.

J. Stone
Jacqueline Stone, Director
Technology Center 1700
Chemical and Materials Engineering

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.
1940 DUKE STREET
ALEXANDRIA VA 22314